

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 99-284

October 29, 1999

BANGOR HYDRO-ELECTRIC COMPANY  
Selection of Winning Bidders for Sale  
of Electricity Capacity and Energy  
and Request for Extension

ORDER GRANTING  
BANGOR HYDRO-ELECTRIC  
COMPANY'S REQUEST FOR  
EXTENSION

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WELCH, Chairman; NUGENT and DIAMOND, Commissioners

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On October 28, 1999, BHE filed a request for a one week extension of the date by which it must submit its designation of the winning bidder(s) for the entitlements to the output of its undivested generation assets. Pursuant to Section 7(H) of Chapter 307 of the Commission's Rules, BHE is required to submit its designation of the winning bidder(s) by November 1, 1999. BHE indicated that it has been involved in negotiations to develop a more appropriate and advantageous bid for the sale of its Chapter 307 entitlements. BHE further indicated that it may need to prepare protective orders, or a request for waivers, depending on the terms of the final negotiated offer and that doing so would be difficult by the November 1 deadline.

Section 11 of Chapter 307 allows the Commission, for good cause, to waive any requirement of Chapter 307 that is not required by statute as long as the waiver is not inconsistent with the purposes of the Chapter or Title 35-A. Section 11 also includes a delegation of the Commission's authority to grant such waivers to the Director of Technical Analysis or the presiding officer of a Chapter 307-related proceeding.

I have reviewed BHE's waiver request. I find that good cause exists for a one week extension of the November 1 filing deadline and that the extension is not inconsistent with the purposes of Chapter 307 or Title 35-A.

Accordingly, it is

ORDERED

1. Bangor Hydro-Electric Company's request for a one week extension of the November 1, 1999 submission deadline contained in section 7(H) of Chapter 307 is granted.

2. Bangor Hydro-Electric Company is directed to submit the material required by Section 7(H) of Chapter 307 on or before November 8, 1999.

Dated at Augusta, Maine, this 29th day of October, 1999.

BY ORDER OF THE DIRECTOR OF TECHNICAL ANALYSIS

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Faith Huntington

## NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73, et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.